

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

CHAD ALLEN BEERS, ) 8:98CV470

)

Plaintiff, )

)

v. )

)

**MEMORANDUM  
AND ORDER**

FRANK HOPKINS, HOWARD )

CLARK, JOHN CHERRY, Dr., )

TERESA PREDMORE, JO GRAY, )

MARK THOMPSON, and ROBERT )

MADSEN, )

)

Defendants. )

This matter is before the court on correspondence addressed to the clerk of the court (Filing No. [123](#)) from Plaintiff Chad Beers. This correspondence states, in relevant part:

My belief is that this court will either notify me of whether or not I can file a rule 60 motion with this case or construe this letter to be a pleading and label it or recharacterize it as the pleading I need to get this process started.

(Filing No. [123](#) at CM/ECF p. 2.)

The clerk of the court cannot provide legal advice to Beers and, therefore, cannot advise him regarding whether he can or should file a motion seeking relief from judgment in this case. To the extent Beers seeks relief from this court's judgment, he should file a motion with the court setting forth the grounds for relief.

IT IS THEREFORE ORDERED that: The court will take no further action on Beers's correspondence to the clerk of the court (Filing No. [123](#)). To the extent Beers

seeks relief from this court's judgment, he should file a motion with the court setting forth the grounds for relief.

DATED this 20th day of January, 2016.

BY THE COURT:

s/ Joseph F. Bataillon  
Senior United States District Judge